

SENATE RULE 11.11 SUSPENDED

On motion of Senator Haley and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Administration might consider the following bill and resolutions tomorrow:

S.C.R. 2

H.C.R. 15

S.C.R. 6

S.R. 12

S.B. 21

RECESS

On motion of Senator Brooks, the Senate at 4:13 p.m. recessed until 10:30 a.m. tomorrow.

THIRD DAY

(Continued)

(Tuesday, January 7, 1992)

AFTER RECESS

The Senate met at 10:30 a.m. and was called to order by the President.

MESSAGE FROM THE HOUSE

House Chamber

January 7, 1992

HONORABLE BOB BULLOCK

PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

H.C.R. 9, Inviting the Yunnan Province of the People's Republic of China to join with Texas in a sister-state relationship.

H.C.R. 11, Inviting the Shandong Province of the People's Republic of China to join with Texas in a sister-state relationship.

Respectfully submitted,

BETTY MURRAY, Chief Clerk

House of Representatives

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 6

On motion of Senator Harris of Tarrant and by unanimous consent, Senator Glasgow will be shown as Co-author of S.C.R. 6.

CO-AUTHORS OF SENATE RESOLUTION 12

On motion of Senator Haley and by unanimous consent, Senators Whitmire and Glasgow will be shown as Co-authors of S.R. 12.

REPORT OF STANDING COMMITTEE

By unanimous consent, Senator Haley submitted the following report for the Committee on Administration:

H.C.R. 15
S.C.R. 2
C.S.S.R. 12

RESOLUTIONS ORDERED NOT PRINTED

On motion of Senator Haley and by unanimous consent, the following resolutions were ordered not printed:

H.C.R. 15
S.C.R. 2
C.S.S.R. 12

SENATE BILL ON FIRST READING

By unanimous consent, the following bill was introduced, read first time and referred to the Committee indicated:

S.B. 22 by Sims Natural Resources
Relating to providing for methods and procedures for the eradication of boll weevils in cotton; providing penalties.

CAPITOL PHYSICIAN

Senator Barrientos was recognized and presented Dr. Mathis Blackstock of Austin as the "Doctor for the Day."

The Senate welcomed Dr. Blackstock and thanked him for his participation in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians.

COMMITTEE SUBSTITUTE**SENATE RESOLUTION 12 ON SECOND READING**

On motion of Senator Armbrister and by unanimous consent, the regular order of business and Senate Rule 7.14 were suspended to take up for consideration at this time on its second reading:

C.S.S.R. 12, Notifying the Texas Transportation Commission that it is the will of the Senate that the closing of departmental district offices be postponed until such time as the commission has published its criteria for determining the location of district offices.

The resolution was read second time and was adopted by a viva voce vote.

RECORD OF VOTE

Senator Zaffirini asked to be recorded as voting "Nay" on the adoption of the resolution.

**SENATE CONCURRENT RESOLUTION 2
ON SECOND READING**

On motion of Senator Montford and by unanimous consent, the regular order of business and Senate Rule 7.14 were suspended to take up for consideration at this time on its second reading:

S.C.R. 2, Resolving that the state-owned building currently known as Supreme Court Building "B" be named the Tom C. Clark State Court Building.

The resolution was read second time and was adopted by a viva voce vote.

**HOUSE CONCURRENT RESOLUTION 15
ON SECOND READING**

On motion of Senator Harris of Tarrant and by unanimous consent, the regular order of business and Senate Rule 7.14 were suspended to take up for consideration at this time on its second reading:

H.C.R. 15, Expressing support for General Motors and for the retention and expansion of the General Motors Automotive Assembly Plant in Arlington.

The resolution was read second time and was adopted by a viva voce vote.

(Senator Truan in Chair)

**VOTE ON PASSAGE TO ENGROSSMENT OF
COMMITTEE SUBSTITUTE SENATE BILL 2 RECONSIDERED**

On motion of Senator Carriker and by unanimous consent, the vote by which **C.S.S.B. 2** was passed to engrossment was reconsidered.

Question—Shall **C.S.S.B. 2** be passed to engrossment?

Senator Carriker offered the following amendment to the bill:

Floor Amendment No. 1

Amend **C.S.S.B. 2** on page 1, line 60, by inserting the word "such" between the words "If" and "a".

The amendment was read and was adopted by the following vote: Yeas 16, Nays 10.

Yeas: Armbrister, Barrientos, Brooks, Carriker, Dickson, Ellis, Haley, Johnson, Moncrief, Montford, Parker, Rosson, Tejeda, Truan, Turner, Zaffirini.

Nays: Bivins, Brown, Harris of Tarrant, Harris of Dallas, Henderson, Krier, Lucio, Ratliff, Sibley, Sims.

Absent: Green, Leedom, Lyon, Whitmire.

Absent-excused: Glasgow.

Question—Shall the bill be passed to engrossment?

RECESS

On motion of Senator Carriker, the Senate at 11:00 a.m. took recess until 11:20 a.m. today.

AFTER RECESS

The Senate met at 11:20 a.m. and was called to order by Senator Haley.

**COMMITTEE SUBSTITUTE SENATE BILL 2
ON SECOND READING**

The Senate resumed consideration of **C.S.S.B. 2**.

Question—Shall **C.S.S.B. 2** be passed to engrossment?

Senator Krier offered the following amendment to Floor Amendment No. 1, adopted on January 6, 1992:

Floor Amendment No. 2

Amend Floor Amendment No. 1 to C.S.S.B. 2, adopted on January 6, 1992, as follows:

Amend C.S.S.B. 2 in Section 9(c) of the bill ("CONTINGENT PRIMARY ELECTION DATES") by striking the first sentence of that subsection and substituting: "If one or both dates set under Subsection (a) of this section occur after August 16, 1992, the August 16 date in Sections 14.052(a), 16.032, and 16.037(b), Election Code, is changed to September 15 for 1992."

The amendment to the amendment was read and was adopted by a viva voce vote.

Senator Leedom offered the following amendment to Floor Amendment No. 1, adopted on January 6, 1992:

Floor Amendment No. 3

Amend Floor Amendment No. 1 to C.S.S.B. 2, adopted on January 6, 1992, as follows:

Amend C.S.S.B. 2 in SECTION 9(d) by striking the second sentence of that section: "The presidential primary election date may not be changed under this section."

The amendment was read and failed of adoption by the following vote: Yeas 10, Nays 20.

Yeas: Bivins, Brown, Harris of Tarrant, Harris of Dallas, Henderson, Krier, Leedom, Ratliff, Sibley, Sims.

Nays: Armbrister, Barrientos, Brooks, Carriker, Dickson, Ellis, Green, Haley, Johnson, Lucio, Lyon, Moncrief, Montford, Parker, Rosson, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Absent-excused: Glasgow.

Question recurring on the adoption of Floor Amendment No. 1, adopted on January 6, 1992, as amended, the amendment as amended was adopted by a viva voce vote.

On motion of Senator Carriker and by unanimous consent, the caption was again amended to conform to the body of the bill as amended.

The bill as amended was again passed to engrossment by the following vote: Yeas 19, Nays 11.

Yeas: Armbrister, Barrientos, Brooks, Carriker, Dickson, Ellis, Green, Haley, Johnson, Lyon, Moncrief, Montford, Parker, Rosson, Tejeda, Truan, Turner, Whitmire, Zaffirini.

Nays: Bivins, Brown, Harris of Tarrant, Harris of Dallas, Henderson, Krier, Leedom, Lucio, Ratliff, Sibley, Sims.

Absent-excused: Glasgow.

MEMORIAL RESOLUTIONS

S.C.R. 7 - By Turner: In memory of George J. Beto.

S.R. 7 - By Haley: In memory of Ecomet Burley, Sr., of Lufkin.

S.R. 14 - By Barrientos: In memory of Frederic A. Myers of Austin.

- S.R. 20 - By Glasgow: In memory of George Martin of Granbury.
- S.R. 22 - By Glasgow: In memory of Walter Alfred Prescher, Sr., of Clifton.
- S.R. 23 - By Glasgow: In memory of Mrs. Jean Carol Reid of Eastland.
- S.R. 24 - By Glasgow: In memory of J. C. Smith of Stephenville.
- S.R. 25 - By Glasgow: In memory of Miss Jimmie Sowell of Johnson County.
- S.R. 26 - By Glasgow: In memory of Jerome Vance Ray of Comanche.
- S.R. 27 - By Glasgow: In memory of Donald Talmadge Shepard of Cisco.
- S.R. 29 - By Glasgow: In memory of Betty Ray Gebhard of Alvarado.
- S.R. 30 - By Glasgow: In memory of Barbara Peck Worcester of Fort Worth.
- S.R. 31 - By Glasgow: In memory of E. Keith Welsh, Jr., of Grandview.
- S.R. 32 - By Glasgow: In memory of Dora Volena Glasgow of Stephenville.
- S.R. 33 - By Glasgow: In memory of Yowell Spann "Y. S." Morgan of Fort Worth.
- S.R. 34 - By Glasgow: In memory of Harry M. Park, Sr.
- S.R. 35 - By Glasgow: In memory of Dr. Travis L. Lanham.
- S.R. 36 - By Glasgow: In memory of Earnest Don Russell.
- S.R. 37 - By Glasgow: In memory of D. W. "Red" Robison of Stephenville.
- S.R. 38 - By Glasgow: In memory of Faye Diamond of Cleburne.
- S.R. 39 - By Glasgow: In memory of John S. Butner of Cleburne.
- S.R. 40 - By Glasgow: In memory of Frank G. Long of Cleburne.

CONGRATULATORY RESOLUTIONS

H.C.R. 9 - (Brooks): Inviting the Yunnan Province of the People's Republic of China to join with Texas in a sister-state relationship.

H.C.R. 11 - (Brooks): Inviting the Shandong Province of the People's Republic of China to join with Texas in a sister-state relationship.

S.C.R. 3 - By Brooks: Extending congratulations to the City of Deer Park on the occasion of its 100th anniversary.

S.C.R. 4 - By Brooks: Extending congratulations to the City of La Porte on the occasion of its 100th anniversary.

S.C.R. 5 - By Brooks: Commending Ben G. Levissee for his work with credit unions.

S.R. 8 - By Henderson: Extending congratulations to Dereck C. Voorhies of Spring on achieving the rank of Eagle Scout.

S.R. 9 - By Henderson: Extending congratulations to Cesar Alexander Sylva of Troop 652 on achieving the rank of Eagle Scout.

S.R. 10 - By Brooks: Extending congratulations to Betty Helton for being named top vocational education teacher of the nation by the American Vocational Association.

S.R. 11 - By Turner: Honoring Henry Klesel of Weimar on the occasion of his 100th birthday.

S.R. 13 - By Haley: Commending William Walton Davis for his 37 years of loyal service to the City of Woodville.

S.R. 15 - By Krier: Extending congratulations to Robert Alan Kunz of San Antonio for being named 1991 National Salesman of the Year for Surfa-Shield.

S.R. 16 - By Krier: Paying tribute to James R. "Jim" Reed on the occasion of his retirement from Southwestern Bell Telephone Company.

S.R. 17 - By Krier: Extending congratulations to Mary Dora Salinas for her many years of distinguished service to the citizens of San Antonio.

S.R. 18 - By Truan: Commending Mrs. Nora Handcock, Director of Special Programs for the Calallen Independent School District, for her work with hearing-impaired children.

S.R. 19 - By Tejeda: Recognizing The Honorable Roy G. Sanchez for his superior contributions to the City of Floresville.

S.R. 21 - By Glasgow: Extending congratulations to Matt Holmes of Highland Village on achieving the rank of Eagle Scout.

S.R. 28 - By Glasgow: Extending congratulations to Mr. and Mrs. Mac Coalson for receiving the "Take Pride in America" farm award in Parker County.

S.R. 41 - By Parker: Extending congratulations to Mr. and Mrs. Jesse Coffman of Port Arthur on the occasion of their 50th wedding anniversary.

S.R. 42 - By Parker: Extending congratulations to Mr. and Mrs. Ernest Koenig of Beaumont on the occasion of their 50th wedding anniversary.

S.R. 43 - By Parker: Extending congratulations to Mr. and Mrs. Floyd Reeves of Nederland on the occasion of their 50th wedding anniversary.

S.R. 44 - By Parker: Extending congratulations to Mr. and Mrs. John Kelly, Jr., of Beaumont on the occasion of their 50th wedding anniversary.

S.R. 45 - By Parker: Extending congratulations to Mr. and Mrs. Rhett Jackson of Beaumont on the occasion of their 60th wedding anniversary.

S.R. 46 - By Parker: Extending congratulations to Mr. and Mrs. John Hooper, Jr., of Beaumont on the occasion of their 50th wedding anniversary.

S.R. 47 - By Parker: Extending congratulations to Mr. and Mrs. Ivy Broussard of Beaumont on the occasion of their 60th wedding anniversary.

S.R. 48 - By Parker: Extending congratulations to Mr. and Mrs. Charles Young of Vidor on the occasion of their 50th wedding anniversary.

S.R. 49 - By Parker: Extending congratulations to Mr. and Mrs. Weldon LeBlanc of Port Arthur on the occasion of their 50th wedding anniversary.

S.R. 50 - By Parker: Extending congratulations to Mr. and Mrs. William Karr of Beaumont on the occasion of their 50th wedding anniversary.

S.R. 52 - By Turner: Extending congratulations to the Groesbeck High School Goats for winning the 1991 Texas Class 3A State Football Championship competition.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 11:57 a.m. adjourned until 12:10 p.m. today.